



United States Patent and Trademark Office

Under Secretary of Commerce for Intellectual Property and
Director of the United States Patent and Trademark Office

P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

John J Horn
Allen Bradley Company Inc
Patent Dept 704 P Floor 8 T 29
1201 South Second Street
Milwaukee, WI 53204

Paper No: 18
Appeal No: 2004-1813
Application: 09/546,089
Appellant: David S. Wehrle et. al

U.S. PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

JUL 22 2004

MAILED

Board of Patent Appeals and Interferences Docketing Notice

Application 09/546,089 was received from the Technology Center at the Board on June 17, 2004 and has been assigned Appeal No: 2004-1813.

A review of the file indicates that the following documents have been filed by appellant:

Appeal Brief filed on: October 24, 2003
Reply Brief filed on: March 8, 2004
Request for Hearing filed on: NONE

In all future communications regarding this appeal, please include both the application number and the appeal number.

The mailing address for the Board is:

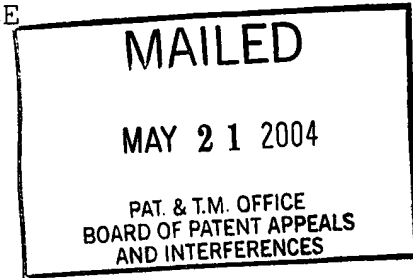
**BOARD OF PATENT APPEALS AND INTERFERENCES
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
ALEXANDRIA, VIRGINIA 22313-1450**

The facsimile number of the Board is 703-308-7952. Because of the heightened security in the Washington D.C. area, facsimile communications are recommended. Telephone inquiries can be made by calling 703-308-9797 and should be directed to a Program and Resource Administrator.

By order of the Board of Patent Appeals and Interferences

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES



Ex parte DAVID S. WEHRLE, CARL R. SCHUMAKER,
GREGG M. SICHNER, and JOHN P. CASPERS

Application No. 09/546,089

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on April 15, 2004. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

On August 21, 2003, appellants filed a notice of appeal (Paper No. 11). A review of the file reveals that the fee was not charged for the notice of appeal. Before further review of this file, the above mentioned fee must be applied to the appellants' account.

Application No. 09/546,089

Accordingly, it is

ORDERED that this application be returned to the examiner for: 1) entry of the notice of appeal fee; and 3) for such further action as may be appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the status of this appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: _____


Dale M. Shaw
Program and Resource Administrator
(703) 308-9797

cc: John J. Horn
Allen Bradley Company, Inc.
Patent Dept 704 P Floor 8 T 29
1201 South Second Street
Milwaukee, WI 53204

DMS/tdl/mh
RA04-0568